

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**V&S ELMWOOD LANES, INC.,
Plaintiff,**

CIVIL ACTION

v.

**EVEREST NATIONAL INSURANCE
COMPANY,
Defendant.**

NO. 20-3444

ORDER

AND NOW, this 19th day of October, 2020, upon consideration of Defendant, Everest National Insurance Company's Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(6) (Document No. 12, filed September 21, 2020), the Court noting that an Amended Complaint was filed October 5, 2020 (Document No. 13), **IT IS ORDERED** that Defendant, Everest National Insurance Company's Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(6) is **DENIED AS MOOT**.

BY THE COURT:

/s/ Hon. Jan E. DuBois

DuBOIS, JAN E., J.